

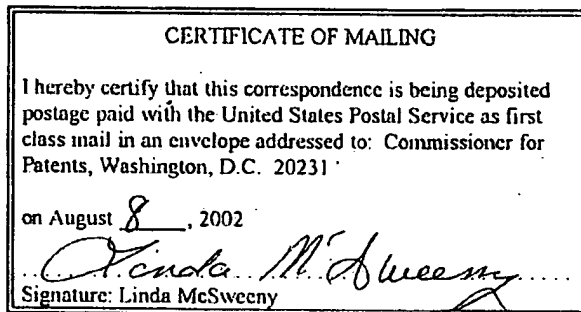
Patent Application
Docket No. 34647-00405USPT
P12217US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Anders Hoff et al.)
Serial No.: 09/467,420) Examiner: D. Nguyen
Filed December 20, 1999) Group Art Unit: 2682

For: SIGNAL PRIORITIZATION IN A COMMUNICATIONS SYSTEM

Attention: Office of Petitions
To the Commissioner for Patents
Box DAC
Washington, D.C. 20231



Dear Sir:

DECLARATION OF JENNIFER E. GARTH

I am above the age of majority and declare as follows:

- 1) I am an employee of the law firm of Jenkins & Gilchrist, A. Professional Corporation and work in the Intellectual Property Department of the firm. I am personally aware of the actions taken with respect to incoming mail from the United States Patent and Trademark Office.
- 2) I receive all mail from the United States Patent and Trademark Office and log that mail when it comes in to Jenkins and Gilchrist.
- 3) An entry is made in a computerized docketing system upon receipt by Jenkins and Gilchrist of any Notice of Allowance or Notice to pay Issue Fee.
- 4) A hard copy of the docket entries is made for each Notice of Allowability and Notice of Allowance and Issue Fee Due.
- 5) The file, along with the Notice of Allowability and Notice of Allowance and Issue Fee Due, is then forwarded to the responsible attorney or agent for appropriate action to be taken.

6) A review of the docket and the file in the above matter indicates that the Notice of Allowability and the Notice of Allowance and Issue Fee Due were never received by me nor was it ever entered into the Jenkins and Gilchrist docketing system for action to be taken.

7) A hard copy of the computer docket record for the above-referenced application is attached hereto and is believed to be a complete and accurate copy of the electronic records with respect to the above-referenced application.

I hereby declare that all statements made herein of my own knowledge are true; that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of this application and any registration resulting therefrom.

Signed at Dallas, Texas, this 8th day of August, 2002.

By Jennifer E. Garth
Jennifer E. Garth